IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRI. APPLICATION (APPW) NO.63 OF 2012
IN
CRIMINAL WRIT PETITION NO. 328 OF 2002 (D)

SHEELA SUDHAKAR YERPUDE & 3 OTH.
..VS..
THE HOME DEPARTMENT & 2 OTH.

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's orders

Mr. M.B.Naidu, Advocate for Applicants.
Mr. T.A.Mirza, A.P.P. for Respondents/ State.

CORAM : P.V.HARDAS & M.L.TAHALIYANI, JJ.
DATED : JUNE 20, 2012.

By this application the applicants seek to withdraw an amount of Rs.Four Lacs, which has been deposited in this Court pursuant to the judgment of the Division Bench of this Court dated 27.01.2005 in Writ Petition No. 328 of 2002. It appears that the Division Bench of this Court has made rule absolute in the aforesaid petition and has directed the respondents to deposit the amount of compensation, which was quantified by the Court at Rs.Ten Lacs. This Court has also directed the respondents to deposit an amount of Rs.Ten Thousand as costs within four weeks of the judgment of this Court. The Division Bench at paragraph 33 has held that the amount so deposited shall be shared by the petitioner and her children equally, which the children would be able to withdraw after they attain majority.

Mr. Naidu states that applicant No.1 is original petitioner while other applicants are the children of applicant No.1 who have now attained the age of majority.

In the light of the directions contained in the aforesaid judgment of this Court, we allow this application and permit the petitioner to withdraw the amount, which now remains and also permit the petitioner to withdraw the accrued interest thereon.

The application is allowed accordingly.

JUDGE JUDGE

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